

**IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF VIRGINIA  
ROANOKE DIVISION**

**DANIEL MARIANO,**  
**Plaintiff,**

**v.**

**WESTERN VIRGINIA  
REGIONAL JAIL,  
Defendant.**

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**Civil Action No. 7:12cv00541**

**FINAL ORDER**

**By: Norman K. Moon**

**United States District Judge**

In accordance with the memorandum opinion entered this day, it is hereby **ORDERED** that this 42 U.S.C § 1983 action is **DISMISSED** pursuant to 28 U.S.C. § 1915A(b)(1) and the Clerk shall **STRIKE** this action from the active docket of the court.

The Clerk is directed to send copies of this order and the accompanying memorandum opinion to the parties.

**ENTER:** This 11th day of December, 2012.

  
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NORMAN K. MOON  
UNITED STATES DISTRICT JUDGE